

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

AUDREY COLEMAN,)
vs. Plaintiff,))
BANK OF NEW YORK MELLON et. al,)
Defendants.))
No. 3:12-CV-04783-M-BH

ORDER ACCEPTING FINDINGS AND RECOMMENDATION OF THE UNITED STATES MAGISTRATE JUDGE

After reviewing the Findings, Conclusions, and Recommendation of the United States Magistrate Judge and conducting a *de novo* review of those parts of the Findings and Conclusions to which objections have been made, I am of the opinion that the Findings and Conclusions of the Magistrate Judge are correct and they are accepted as the Findings and Conclusions of the Court.

Defendants Gabriel Ozel and Pite Duncan, LLP's Motion to Dismiss Pursuant to Rule 12(b),
filed January 2, 2013 (doc. 24), is **GRANTED in part and DENIED in part**. By separate
judgment, Plaintiff's claims against Gabriel Ozel and Pite Duncan, LLP will be **DISMISSED with
prejudice**.

SO ORDERED this 4th day of September, 2013.

Barbara M G Lynn

BARBARA M. G. LYNN
UNITED STATES DISTRICT JUDGE
NORTHERN DISTRICT OF TEXAS